S.B.Cr.Misc. Bail App. No.5936/2007

(Gopa Ram & Ors. Vs. State of Rajasthan)

Date of order : December 06, 2007

HON'BLE MR.H.R.PANWAR,J.

Mr.J.S.Choudhary, for the petitioners.
Mr.Ashok Upadhyaya, Public Prosecutor.

Heard learned counsel for the petitioners and the Public Prosecutor for the State. Perused the order impugned.

It is contended by the learned counsel for the petitioners that the injury on the skull of Surja Ram has been assigned to co-accused Heera Ram by axe.

I have gone through the statements of injured Surja Ram and other witnesses, who stated that it was Heera Ram, who caused injury on the skull of Surja Ram by axe.

Learned counsel for the petitioners submits that similarly situated co-accused Girdhari Ram and Likhma Ram have been released on bail by this Court and co-accused Uga Ram alias Ugma Ram, Karna Ram, Beeja Ram, Harji Ram, Joga Ram and Pukha Ram have been released on bail by the Additional Sessions Judge (Fast Track) No.1, Jodhpur.

Having considered the totality of facts and circumstances of the case and the fact that similarly situated co-accused have been granted bail, taking into account the oral arguments advanced by both the parties, I think it just and proper to enlarge the accused petitioners on bail.

Accordingly, the bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioners Gopa Ram s/o Bhera Ram, Dalu Ram s/o Gena Ram and Bhanwara Ram s/o Pabu Ram be released on bail in CR No.186/2006, P.S. Osian provided each of them furnishes a personal bond in a sum of Rs.20,000/- with two sound and solvent sureties in the sum of Rs.10,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR),J.

m.asif/-